IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

WEDNESDAY, THE 4TH APRIL 2007 / 14TH CHAITHRA 1929

Crl.Rev.Pet.No. 1488 of 2007(E)

CRA.105/2002 of SESSIONS COURT, MANJERI
ST.5686/1998 of JUDL.MAGISTRATE OF FIRST CLASS COURT, TIRUR

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REVN. PETITIONER: APPELLANT/ACCUSED

N.P.KUMARAN,S/O.THAMI,STORE KEEPER,
KELTRON ELECTRO CERAMICS,THRIKKANAPURAM,
PONNANI TALUK.

BY ADV. SRI.K.SHIBILI NAHA

RESPONDENTS: RESPONDENT/COMPLAINANT & STATE

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1. P.P.MOIDEEN KUTTY,S/O.MAMMIKUTTY,
ANTHUR VALAPPIL HOUSE,THIKKANAPPURAM AMSOM DESOM,
PONNANI TALUK.

2. STATE OF KERALA REPRESENTED BY PUBLIC
PROSECUTOR,HIGH COURT OF KERALA ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.C.M.KAMMAPPU

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 04/04/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.R.UDAYABHANU, J

CRL.R.P.No.1488 of 2007

Dated this the 4th day of April, 2007

O R D E R

The revision petitioner stands convicted for the offence under Section 138 of the Negotiable Instruments Act and sentenced to undergo simple imprisonment for three months and to pay a fine of Rs.5,000/- to the complainant and in default, to undergo simple imprisonment for one month.

2. In view of the concurrent findings in the matter, I find no grounds to interfere in exercise of the revisional jurisdiction of this court. Considering the plea of the counsel for the revision petitioner, the sentence is modified to imprisonment till the rising of the court and to pay a compensation of Rs.20,000/- and in default, to undergo simple imprisonment for one month. Revision petitioner is granted three months' time from today onwards to pay the amount of compensation. Revision petitioner shall appear before the Judicial First Class Magistrate Court-Tirur on 10.7.2007 to receive the sentence. Non bailable

warrant, pending, if any shall be kept in abeyance till then.

The criminal revision petition is disposed of as above.

K.R.UDAYABHANU,
JUDGE

csl